

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

X  
USDC SDNY  
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ELECTRONICALLY FILED  
DOC #: \_\_\_\_\_  
DATE FILED: 10/02/2023

LeeSandra Moore, *on behalf of herself and others similarly situated in the proposed FLSA Collective Action,*

Plaintiff,

-against-

Atlantis Management Group LLC, AMG 10<sup>th</sup> Ave  
Quickserve LLC, AMG Broadway Quickserve  
LLC, and Berk Basatemir,

Defendants.

X  
**MEMO ENDORSED**

Civ. No.: 23-cv-03121

**STIPULATION OF DISMISSAL WITHOUT PREJUDICE**

WHEREAS Plaintiff filed the Complaint in this action on April 14, 2023 (Dkt. No. 1, “Compl.”);

WHEREAS Plaintiff alleges purported violations of the Fair Labor Standards Act (“FLSA”);

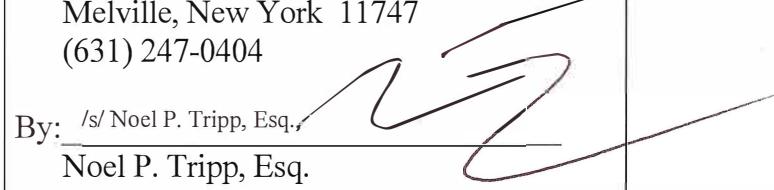
WHEREAS the limitations period under the FLSA is either two or, at most, three years, 29 U.S.C. § 255; and,

WHEREAS Plaintiff alleges her employment with the remaining Defendants concluded in June 2018 (Compl. ¶ 7) and Defendants have indicated their intention to move to dismiss the Complaint based on the statute of limitations;

WHEREAS the parties have not reached an agreement regarding resolution of this matter at this time;

IT HEREBY IS STIPULATED AND AGREED, by and between the undersigned counsel for Plaintiff and Defendants, as follows:

1. Plaintiff's claims, and the instant action, are hereby voluntarily dismissed, without prejudice to reassertion of any or all claims in the appropriate forum.

<p>LEVIN-EPSTEIN &amp; ASSOCIATES, P.C. <i>ATTORNEYS FOR PLAINTIFF</i> 60 East 42<sup>nd</sup> Street, Ste. 4700 New York, New York 10165 (212) 792-0048</p> <p>By:  Joshua Levin-Epstein, Esq. Jason Mizrahi, Esq.</p>	<p>JACKSON LEWIS P.C. <i>ATTORNEYS FOR DEFENDANTS</i> 58 South Service Rd., Ste. 25- Melville, New York 11747 (631) 247-0404</p> <p>By:  /s/ Noel P. Tripp, Esq. Noel P. Tripp, Esq.</p>
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Application GRANTED. The Clerk of Court is respectfully directed to CLOSE the case.

SO ORDERED.



10/02/2023

HON. VALERIE CAPRONI  
UNITED STATES DISTRICT JUDGE